

ORDINANCE NO. 20-O- 69

An Ordinance Amending Various Sections of the City of Woodstock, Illinois Unified Development Ordinance Relating to Mobile Kitchens

WHEREAS, the City of Woodstock, McHenry County, Illinois, (the "City"), is a home rule municipality as contemplated under Article VII, Section 6, of the Constitution of the State of Illinois, and the passage of this Ordinance constitutes an exercise of the City's home rule powers and functions as granted in the Constitution of the State of Illinois; and

WHEREAS, the City has petitioned for Text Amendments to various sections of the Woodstock Unified Development Ordinance Relating to Mobile Kitchens; and

WHEREAS, on July 23, 2020, after due notice in the manner provided by law, the Plan Commission conducted a public hearing on the requested Text Amendments; and

WHEREAS, at the conclusion of said public hearing, the Plan Commission voted unanimously (8 – 0 vote) to recommend that the requested Text Amendments be approved; and

WHEREAS, the Mayor and City Council have considered the findings and recommendations of the Plan Commission and concur with said recommendations.

BE IT ORDAINED by the CITY COUNCIL of the CITY OF WOODSTOCK, McHenry County, Illinois, as follows:

SECTION 1: That Section 2.2, Definitions, of Chapter 2, Definitions, of the Woodstock Unified Development Ordinance shall be and hereby is amended to delete the following:

~~**Mobile Kitchen:** shall mean a commercially manufactured mobile food unit intended or designed for the cooking or preparation of hot and cold ready-to-eat food and drink for sale or distribution, established on non-municipally owned property and on a temporary basis. The location of a mobile kitchen can change from time to time through the use of motorized transportation, and shall not be located in or on a permanent building or structure. A mobile kitchen shall not include ice cream trucks or food vending pushcarts, bicycles, or stands.~~

SECTION 2: That the category Food and Beverage in TABLE 7A.4: Allowed and Special Use Table, of Chapter 7A, Use Districts, of the Woodstock Unified Development Ordinance shall be and hereby is amended to delete all references to Mobile Kitchens.

SECTION 3: That Subsection 7B.3.8.I, Mobile Kitchens, of Subsection 7B.3.8, Mobile Kitchens, of Section 7B.3 Accessory, Temporary, and Miscellaneous Uses, of Chapter 7B, Use Standards, of the Woodstock Unified Development Ordinance shall be and hereby is deleted in its entirety.

SECTION 4: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

SECTION 5: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 6: This Ordinance shall be known as Ordinance 20-O-__ and shall be in full force and effect on January 1, 2021 following its passage, approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.


Ayes: Flynn, Lohmeyer, Piersall, Prindiville, Tebo, Turner, Mayor Sager

Nays: None

Abstentions: None

Absentees: None

APPROVED:



Mayor Brian Sager, Ph.D.

(SEAL)

ATTEST: Cindy Smiley
City Clerk Cindy Smiley

By Chief Deputy city clerk Janet Howie

Passed: 9/15/20

Approved: 9/22/20

Published: 9/22/20

CERTIFICATION

I, CINDY SMILEY, do hereby certify that I am the duly appointed, acting and qualified Clerk of the City of Woodstock, McHenry County, Illinois, and that as such Clerk, I am the keeper of the records and minutes and proceedings of the Mayor and Council members of said City.

I do hereby further certify that at a regular meeting of the Woodstock City Council, held on the 15th day of September, 2020, the foregoing Ordinance entitled *An Ordinance Amending Various Sections of the City of Woodstock, Illinois Unified Development Ordinance Relating to Mobile Kitchens*, was duly passed by said City Council.

The pamphlet form of Ordinance No. 20-O-69, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the City Hall, commencing on the 22nd day of September, 2020, and will continue for at least 10 days thereafter. Copies of such Ordinance are also available for public inspection upon request in the office of the City Clerk.

I do further certify that the original, of which the attached is a true and correct copy, is entrusted to me as the Clerk of said City for safekeeping, and that I am the lawful custodian and keeper of the same.

Given under my hand and corporate seal of the City of Woodstock this 22nd day of September, 2020.

Cindy Smiley
Cindy Smiley, Clerk
City of Woodstock,
McHenry County, Illinois

(SEAL)

By Chief Deputy City Clerk Janet Howie

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City of Woodstock, Illinois Unified Development Ordinance Relating to Mobile Kitchens*

ORDINANCE PASSED BY THE

MAYOR AND CITY COUNCIL

OF THE CITY OF WOODSTOCK

AT THEIR REGULAR MEETING ON SEPTEMBER 15, 2020

PUBLISHED IN PAMPHLET FORM BY THE AUTHORITY OF

THE CITY COUNCIL

OF THE

CITY OF WOODSTOCK

Mayor:

Brian Sager

City Council:

**Darrin Flynn
Lisa Lohmeyer
Wendy Piersall
James Prindiville
Gordon Tebo
Michael Turner**

Clerk:

Cindy Smiley

